

STATE OF ALASKA

DEPARTMENT OF NATURAL RESOURCES

DIVISION OF LANDS

344-6th AVENUE - ANCHORAGE

WILLIAM A. EGAN, GOVERNOR

July 24, 1962

Alaska Department of Fish and Game
Federal Bureau of Commercial Fisheries
Box 2481
Juneau, Alaska

ALASKA
DIV. OF LANDS

JUL 26 1962

RECEIVED
Juneau, Alaska

Re: ADL 18711 - Right-of-Way Permit

Dear Sir:

Enclosed herewith please find a right-of-way permit in duplicate for the above captioned application.

Please sign both copies of the permit and have them notarized in the second notary block. You will note that a permit crossing land selected by the State from the Bureau of Land Management and to which we have not yet received patent, contains conditions listed on page 5 of the permit which also needs to be signed.


We are issuing this right-of-way for that portion which is under our jurisdiction and we have found from the Bureau of Land Management that Lot 5 of U. S. Survey 3832 is held by a Juneau Sportsman Association under a R & PP lease. The right-of-way also extends into U. S. Survey 1500 which was patented in 1931 to a Harry E. Brown. You would, of course, have to contact the present owners of these two properties to obtain permission to cross their land.

After you have signed this permit, please return both copies to this office. When they have been executed by the Director, the original will be returned to you for your records.

If we can be of further assistance to you, please feel free to call on us.

Very truly yours,

ROSCOE E. BELL, Director

By: 
F. J. Keenan
Lands Disposal Officer

FF/wlm

Enclosure

cc: George Nichols, Mike Leach

STATE OF ALASKA
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF LANDS

Form No. DL 72

ADL No. 18711

RIGHT-OF-WAY PERMIT

THIS AGREEMENT made and entered into this 24th day of July, 19 62, by and between the STATE OF ALASKA, acting by and through the Department of Natural Resources, Division of Lands, hereinafter referred to as the grantor and Dept of Fish & Game, Bureau of Commercial Fisheries hereinafter referred to as the permittee.

WITNESSETH, that in accordance with the provisions of Chapter 169, SLA 1959, and the rules and regulations promulgated thereunder, the permittee having filed an application for a right-of-way for: Water Supply Pipelines

with the Division of Lands together with a map showing the definite location thereon of the line of right-of-way which the permittee has adopted and agrees to be the specific and definite location of the aforesaid right-of-way, and

WHEREAS, it is understood and agreed by the permittee herein that, as a condition to the granting of the right-of-way applied for, the land covered by said right-of-way shall be used for no purpose other than the location, construction, operation and maintenance of the said right-of-way over and across the following described State lands, to wit:

That portion of the pipeline as shown on the attached plats which traverses Lot 4 of unapproved U. S. Survey 3832.

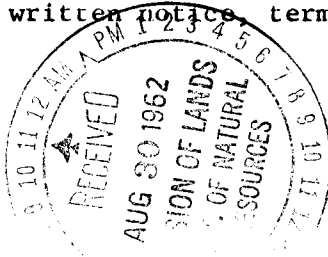
running 1305 feet ~~miles~~ and/or containing 0.6 acres, more or less and shall extend a width of 15 feet on either side of the center line of said location.

TO HAVE AND TO HOLD the same for the period ending the day of ~~Indefinite~~, None, and subject to conditions and reservations elsewhere set forth herein, for which the permittee agrees to pay to the State of Alaska the sum of None dollars, said amount to be due and payable as follows:

The sum of None (\$)dollars, the receipt of which is hereby acknowledged and (\$) None dollars on

This right-of-way is granted upon the following terms and conditions, to wit:

The permittee shall pay rentals in advance for each year. Any failure to make such payment shall constitute a default and should the default continue for 60 days, the grantor may, upon written notice, terminate or revoke this permit. After



JUNEAU

Serial No. 62-2873

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Any lands included in this permit which are sold under a contract to purchase shall be subject to this permit and rental shall be collected thereon by the grantor until such time as the purchaser shall have completed his contract and secured title to the land. Upon issuance of title to the purchaser, this permit shall remain in effect until its date of expiration.

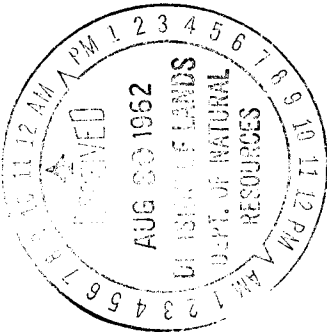
In case the necessity for the right-of-way shall no longer exist, or the permittee should abandon or fail to use the same, then this permit shall be revoked or terminated.

The State of Alaska shall be forever wholly absolved from any liability for damages which might result to the permittee herein on account of this permit having been cancelled, forfeited, or terminated prior to the expiration of the full time for which it was issued.

The permittee shall not sublet or assign the right-of-way herein granted, or this permit, without the written consent of the grantor.

NOW THEREFOR, in accordance with the provisions of Chapter 169, SLA 1959, and the rules and regulations promulgated thereunder and in accordance with the conditions heretofore set forth or attached hereto and made a part hereof, the permittee herein is hereby authorized to locate, construct, operate and maintain said right-of-way over and across the lands herein described.

IN WITNESS WHEREOF, the said grantor has caused these presents to be signed in duplicate and the permittee herein has hereunto affixed his signature on the day and year first above written.



STATE OF ALASKA
DEPARTMENT OF NATURAL RESOURCES

By: Herbert C. Long
Acting Director, Division of Lands

X E. S. Marvick
Deputy Commissioner, Alaska Dept. of Fish & Game

X Frank T. Piskun
Permittee
Acting Regional Director, Bureau of
Commercial Fisheries, USFWS

UNITED STATES OF AMERICA)
State of Alaska) ss.

This is to certify that on the 31 day of August, 1962, before me, the undersigned Notary Public, personally appeared Herbert C. Long known to me and known by me to be the Acting Director of the Division of Lands of the Department of Natural Resources, and acknowledged to me that he executed the foregoing instrument for and on behalf of said State, freely and voluntarily and for the use and purposes therein set forth.

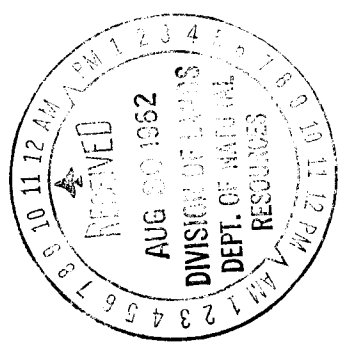
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The permittee accepts this permit with the express understanding that the same is conditional in nature. The Grantor has either selected the lands over which this right of way is to traverse or intends to select the same and reasonably believes that it will ultimately be vested with title thereto. Upon title being vested in the Grantor this permit shall become an unconditional right in the permittee subject, however, to all other terms and conditions stipulated herein. In the event, however, that the Grantor does not receive title to the lands herein described then this permit shall become null and void and it shall then become the obligation of the permittee to either abandon said right of way or initiate such action as shall be necessary to procure a right of way from other source or sources having the power to grant such permit over the lands herein described.

Attached to and made a part of right of way permit ADL _____ dated _____, 19____.

Accepted:
X E. S. Manrich
Deputy Commissioner, Alaska Dept. of Fish & Game
X Frank T. Piskun
Permittee
Acting Regional Director, Bureau of Commercial Fisheries, USFWS

Date: _____



| | |
|-------------------|-------------------------------------|
| RECORDED - FILED | |
| Juneau REC. DIST. | |
| DATE | 9-25, 1962 |
| TIME | 11:25 PM |
| Requested by | Rept. K. Hays |
| Address | Atchafalaya Wildlife Sub-port Bldg. |

1000

[illegible]

is the Director of the Division of Lands, Department of Interior Resources, for
right-of-way _____ feet in width and _____ section _____ tract in Section located
in Township _____ Range _____
containing an area of _____ acres as shown on
attached lands in certificate number _____ for the purpose of constructing
and maintaining thereof _____ water supply pipelines _____ for various
operational management and research projects. Right-of-way
to be in effect upon transfer of said land to public lands to the State of
Alaska.

also briefly the standards of construction of proposed instruments.

Construction will be equal or that approved in Alaska Department of Highways
for ~~the~~ project to cross the State Highway Right-of-Way.

[illegible][illegible]

Harry L. Riege / 200
Harry L. Riege - Regional Director
Bureau of Commercial Fisheries

Walter Kirkness
Walter Kirkness, Chairman
Also President of FIDO - Cade